IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

C.W.P. No.11984 of 2006
Date of decision: 04.12. 2006

Sardool Singh .....Petitioner

Versus

Financial Commissioner Appeals-I Pb. And Ors. .....Respondents

CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA
HON'BLE MRS. JUSTICE NIRMAL YADAV

Present: Mr. Surinder Garg, Advocate
for the petitioner

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ASHUTOSH MOHUNTA, J (Oral)

The petitioner has impugned the orders passed by the Collector, Commissioners and Financial Commissioner, by which respondent No. 6 (Gurdas Singh) has been appointed as Lambardar of Village Bheeti Wala, Tehsil Malout, District Muktsar.

The only ground raised by the counsel for the petitioner is that as the petitioner was the son of the deceased Lambardar, therefore, he has hereditary claim over the post of Lambardar.

However, a perusal of the comparative merits of the petitioner vis-a-vis respondent No. 6, shows that the petitioner is 60 years of age and has studied upto 4th Class and owns 10 acres of land, whereas, on the other hand, respondent No. 6 (Gurdas Singh) is 52 years of age and has studied upto 10+2.

From the above, it is clear that respondent No. 6 is more

meritorious than the petitioner. The hereditary claim of the petitioner cannot be the only basis for his appointment to the post of Lambardar and other qualifications have also to be seen by the Collector.

In view of the above, we find no infirmity in the impugned orders, and accordingly the present writ petition is dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

(NIRMAL YADAV)
JUDGE

December 04, 2006
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